

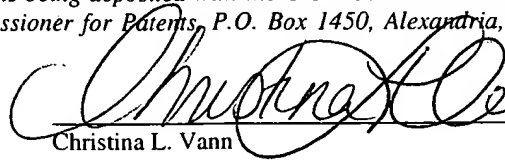


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RCE#

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 25, 2004.


Christina L. Vann

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SEP 02 2004

Application Number : 09/454,219
Filing Date : December 9, 1999
Inventor(s) : Jordan James Nicol
Title : PACKET BASED NETWORK EXCHANGE WITH RATE
SYNCHRONIZATION
Group Art Unit : 2643
Examiner Name : Melur Ramakrishnaiah
Docket No. : 36105/RRT/B600
Technology Center 2600
Date: August 25, 2004

MAIL TO: Mail Stop RCE

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

This application is **not** an application of the kind specified in 37 CFR § 1.114(e).

1. THE STATUS OF THE APPLICATION IS AS FOLLOWS:

- a. ☒ Pending (no review proceedings active)
- (1) ☒ An Action was mailed by the Office on May 26, 2004, as to which no appeal under 37 CFR § 1.191 has been filed and
_____ a response under 37 CFR § 1.116 was mailed on
_____ via Express Mail
_____ with certificate of mailing under 37 CFR § 1.8
☒ that Action was a Final Rejection, the finality of which is to be withdrawn by this Request
_____ an appeal or civil action under 35 U.S.C. 141,145 or 146 has been terminated
- (2) _____ Allowed: the Notice of Allowance was mailed by the Office on
_____ the Issue Fee has not been paid
_____ the Issue Fee has been paid **and** a petition under 37 CFR § 1.313 was granted on
- b. _____ Pending (with review proceeding active)
An appeal under 37 CFR § 1.191 has been filed. **Applicant(s) hereby withdraw that appeal and request reopening of the prosecution of the application.**

2. SUBMISSION(S) REQUIRED (check at least one)

- a. Previously submitted
_____ Consider the amendments/reply under 37 CFR § 1.116 previously filed on
_____ Consider the arguments in the Appeal or Reply Brief previously filed on

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Application No. 09/454,219

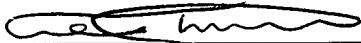
- _____ Other:
b. Enclosed
 X Amendment/Reply
 _____ Affidavit(s)/Declaration(s)
 _____ Information Disclosure Statement
 _____ Documents under 37 CFR § 1.48
 _____ Petition for Extension of Time
 X Other: Copy of Information Disclosure Statement filed on July 19, 2001

Please direct all correspondence to **CUSTOMER NUMBER 23363**. Direct telephone calls to 626/795-9900, **CHRISTIE, PARKER & HALE, LLP, P.O. Box 7068, Pasadena, CA 91109-7068**.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By _____


Raymond R. Tabandeh
Reg. No. 43,945
626/795-9900

RRT/clv

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**REQUEST FOR CONTINUED EXAMINATION (RCE)
FEE CALCULATION SHEET**

Application No. 09/454,219

PART I — BASIC FEE			
BASIC FEE	Small Entity \$385.00	Large Entity \$770.00	\$770

PART II — ADDITIONAL CLAIMS (compared to application before RCE)						
	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra Claims	Small Entity Rate	Large Entity Rate	FEE
Total Claims	25	*45	0	0 x \$9.00	0 x \$18.00	0
Independent Claims	6	**5	1	0 x \$43.00	1 x \$86.00	86
First Presentation of Multiple Dependent Claim				\$145.00	\$290.00	0
TOTAL CLAIMS FEE						\$86
List Independent Claims: 58, 60, 67, 69, 77, and 79						
* IF THE "HIGHEST NUMBER OF TOTAL CLAIMS PREVIOUSLY PAID FOR" IS LESS THAN 20, WRITE "20" IN THIS SPACE. ** IF THE HIGHEST NUMBER PREVIOUSLY PAID OR IS 3 OR LESS, WRITE "3" IN THIS SPACE.						

I. FEES (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)

a. Amount (total from Fee Calculation Sheet)

A check for \$856 is enclosed.

- b. X** The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required for this transaction to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. A **duplicate copy hereof is enclosed.**

c. CLV PAS581504.1-*08/25/04 2:43 PM

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